

STATE OF CONNECTICUT
CONNECTICUT SITING COUNCIL

Ten Franklin Square, New Britain, CT 06051

Phone: (860) 827-2935 Fax: (860) 827-2950

E-Mail: siting.council@ct.gov

www.ct.gov/csc

March 12, 2009

Loni S. Gardner, Esq.
Murtha Cullina LLP
City Place I, 29th Floor
185 Asylum Street
Hartford, CT 06103

Re: DOCKET NO. 373 - New Cingular Wireless PCS, LLC (AT&T) application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at St. Matthew Lutheran Church, 224 Lovely Street, Avon, Connecticut.

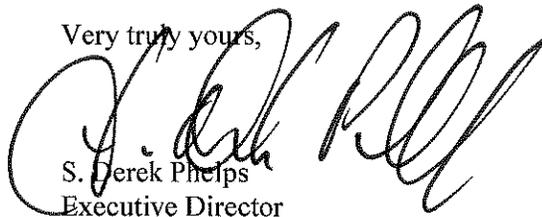
Dear Attorney Gardner:

We are in receipt of your letter of March 6, 2009, requesting party status for the Town of Avon.

The Connecticut Siting Council (Council) has no meeting scheduled before the March 31, 2009 hearing date with this matter on the agenda. Therefore, your request will be taken up as an order of business at the hearing on March 31, 2009 at the Avon Senior Center, Community Room, 635 West Avon Road, Avon, Connecticut. Copies of the application are available at the Avon Town Hall. All documents filed to date are available at the Council's office or on our website.

Please contact me if you have any questions.

Very truly yours,



S. Derek Phelps
Executive Director

SDP/RDM/jb

Enclosure Hearing Notice

c: Parties and Intervenors
Andrew W. Lord, Esq.



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HEARING NOTICE

Pursuant to provisions of General Statutes § 16-50m and Section 16-50j-21 of the Regulations of Connecticut State Agencies, notice is hereby given that the Connecticut Siting Council (Council) will conduct a public hearing on Tuesday, March 31, 2009, beginning at 3:00 p.m., and continued at 7:00 p.m., at the Avon Senior Center, 635 West Avon Road, Avon, Connecticut and thereafter as necessary. The hearing will be on an application from New Cingular Wireless PCS, LLC (AT&T) for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at the St. Matthew Lutheran Church, 224 Lovely Street, Avon, Connecticut.

The purpose of the hearing is to hear evidence on the applicant's contentions that the public need for the facility outweighs any adverse environmental effects that would result from the construction, operation, or maintenance of a tower, ground equipment, and access road. The 3:00 p.m. hearing session will provide the applicant, parties, and intervenors an opportunity to cross-examine positions. The applicant will be allowed a final rebuttal. Briefs will be entertained after the close of the last hearing session. The 7:00 p.m. hearing session will be reserved for the public to make brief statements into the record. Cross-examination of parties and intervenors will resume, if necessary, after all statements have been heard.

The Council will conduct a public field review of the proposed site on Tuesday, March 31, 2009, beginning at 2:00 p.m. The applicant will fly a balloon during the field review to simulate the height of the proposed facility.

Applicable law for this proceeding includes the Public Utility Environmental Standards Act, General Statutes § 16-50g, et seq., and Sections 16-50j-1 through 16-50v-1a of the Regulations of Connecticut State Agencies.

The Council will hold a pre-hearing conference on procedural matters on Wednesday, March 4, 2009, beginning at 10:00 a.m. at the Council's office, 10 Franklin Square, New Britain, Connecticut.

The Council directs that all testimony and exhibits be pre-filed with the Council and all parties and intervenors by March 24, 2009. In accordance with the State Solid Waste Management Plan, the Council requests that all filings be submitted on recyclable paper, primarily regular weight white office paper. Please avoid using heavy stock paper, colored paper, and metal or plastic binders and separators.



Individuals are encouraged to participate through their elected officials, and other party/intervenor groupings.

Any person seeking to be named or admitted as a party or intervenor to the proceeding may file a written request to be so designated at the office of the Connecticut Siting Council, 10 Franklin Square, New Britain, Connecticut 06051, on or before March 24, 2009.

Parties and intervenors will be allowed to submit briefs and proposed findings of fact within 30 days after the close of the hearing.

Any person who is not a party or intervenor to this proceeding may file a written statement with the Council at the hearing or any time up to 30 days thereafter. Such statements will become part of the record. No written statement or any other material, evidence, or other information will be accepted from any person not a party or intervenor to the proceeding after 30 days following the close of the hearing, except as otherwise prescribed by law or the Council.

A verbatim transcript of the hearing session(s) will be made and deposited with the Avon Towns Clerk's Office for the convenience of the public.

Requests for information in alternative formats or for sign-language interpreter services must be submitted in writing by March 17, 2009.

The applicant of this facility is represented by the following:

Applicant

Its Representative

New Cingular Wireless PCS, LLC

Christopher B. Fisher, Esq.
Cuddy & Feder, LLP
445 Hamilton Avenue, 14th Floor
White Plains, New York 10601

A copy of the application is available for review at the Council's office during office hours at 10 Franklin Square, New Britain, Connecticut, (860) 827-2935. The Council has assigned this application docket no. 373.

February 23, 2009

Connecticut Siting Council